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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/577,006

05/22/2000

Yoshitaka Takahashi

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2446

7590

08/01/2006

Ivan S Kavrukov Esq  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, NY 10036

EXAMINER

CHU, KIM KWOK

ART UNIT

PAPER NUMBER

2627

DATE MAILED: 08/01/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20060723

DATE MAILED:

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Commissioner for Patents

The reply filed on 4/18/06 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Applicant has amended dependent claim 13 to be in independent form; however, new claim 13 does not include all the limitations of previous base claim 11. Applicant's argument as to allowability is predicated on the previous indication of the allowability of dependent claim 13. As such, applicant has amended claim 13 without providing an argument particularly pointing out the patentable novelty thereof. See MPEP § 714.02 - § 714.04. Likewise new claim 60 does not have the requisite corresponding argument as to the patentable novelty thereof.

Also see attachment explanation.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

W. R. Young  
SPE  
Art Unit: 2627

***Response to Remarks***

1. Applicant's Remarks filed on March 21, 2006 and April 18, 2006 have been fully considered.

Applicant states that Claims 13 and 14 have been amended. However, the newly amended dependent claim 13 does not include all the features of the original claim 11. For example, the amended Claim 13 lacks the following features as listed in the canceled Claim 11:

(a) wherein said light ray flux emitted from the semiconductor laser is transmitted along the first optical path through said uniaxial crystal plate to said objective lens for focusing on the optical recording medium; and

(b) wherein light ray flux reflected from the optical recording medium is transmitted through said uniaxial crystal plate and along said second optical path to said at least one light-receiving element.

Similarly, the newly added method Claim 60 is not exactly derives from the original Claim 11 because the method Claim 60 does not includes the claimed objective lens "for focusing on the optical medium".

2. Pursuant to 37 CFR 1.173(c), each claim amendment must be accompanied by an explanation of the support in the disclosure of the patent for the amendment (i.e., support for all changes made in the claim(s), whether insertions or deletions). The failure to submit an explanation will generally result in a notification to applicant that the amendment prior to final rejection is not completely responsive (see 37 CFR 1.135(c)).

***Non-Responsive Amendment***

3. Applicant is notified that any subsequent amendment to the specification and/or claims must comply with 37 CFR 1.173(b).

The amendments filed March 21, 2006 and April 18, 2006 on claims 13, 14 and 53-60 do not comply with 37 CFR 1.173(b), which sets forth the manner of making amendments in reissue applications. A supplemental paper correctly amending the reissue application is required.

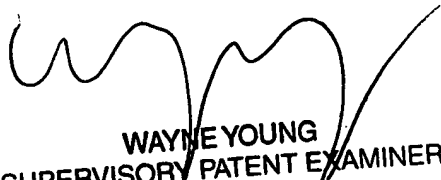
Furthermore, Applicant should submit an argument under the heading "Remarks" pointing out disagreements with the examiner's contentions. Applicant must also discuss the references applied against the claims, explaining how the claims avoid the references or distinguish from them.

4. Any inquiry concerning this communication or earlier communication from the examiner should be directed to Kim CHU whose telephone number is (571) 272-7585 between 9:30 am to 6:00 pm, Monday to Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Korzuch, can be reached on (57) 272-7589.

The fax number for the organization where this application or proceeding is assigned is (571) 273-8300

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished application is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9191 (toll free).

  
WAYNE YOUNG  
SUPERVISORY PATENT EXAMINER

Kim-Kwok CHU

7/21/06

Examiner AU2627  
July 21, 2006

(571) 272-7585